

NORTH LINCOLNSHIRE COUNCIL

LICENSING COMMITTEE

**LICENSING POLICY
SEX ESTABLISHMENTS**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To present the Sex Establishment Licensing Policy for approval following consultation. A copy of the draft policy is attached to this report at Appendix A.
- 1.2 That the policy be approved taking account of the consultation response.

2. BACKGROUND INFORMATION

- 2.1 North Lincolnshire Council has a duty to protect the public and is authorised to carry out the statutory function of issuing Licences in relation to Sex Establishments.
- 2.2 North Lincolnshire Council adopted Part II of the Local Government (Miscellaneous Provisions) Act 1982 in August 2001. Licences are issued in accordance with Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, which has been amended by Section 27 of the Policing and Crime Act 2009.
- 2.3 The amendment to the Local Government (Miscellaneous Provisions) Act 1982 by the Policing and Crime Act 2009 included additional activities in need of a licence. These activities include adult entertainment, such as striptease, lap dancing and pole dancing. Such activities are also licensable under the Licensing Act 2003 as regulated entertainment.
- 2.4 There is no legal requirement for the Policy, however it is considered to be best practice to have such a policy, thereby bringing the activity into line with other licensable activities. Consultation has taken place on the policy over a 13 week period, following approval by this committee on 22 March 2018. Only one comment was received, from Humberside Police, which is detailed at Appendix B.

3. OPTIONS FOR CONSIDERATION

3.1 Option 1 – This option is to approve the policy as Appendix A.

3.2 Option 2 – To option is not to approve the policy as per Appendix A.

4. ANALYSIS OF OPTIONS

4.1 Option 1 – This option is available if the committee believes the policy should be adopted.

4.2 Option 2 – This option is available if the committee believes the policy should not be adopted.

5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

5.1 There are limited financial implications from this report in that we will be required to publish the licensing policy. Any additional cost will be recovered through the licence fee.

5.2 Should the policy be agreed it will be reviewed in line with other statutory policies on a 3-yearly cycle.

6. OTHER IMPLICATIONS (STATUTORY, ENVIRONMENTAL, DIVERSITY, SECTION 17 - CRIME AND DISORDER, RISK AND OTHER)

6.1 Local Government (Miscellaneous Provisions) Act 1982

6.2 Policing and Crime Act 2010

6.3 Licensing Act 2003

7. OUTCOMES OF CONSULTATION

7.1 Consultation has been carried out following approval by the Licensing Committee. Humberside Police requested two additional conditions be added to the policy.

8. RECOMMENDATIONS

8.1 That the Sex Establishment Licensing Policy is approved to include the additional conditions as detailed in 2.5.1 & 2.5.2.

DIRECTOR: OPERATIONS

Church Square House
PO Box 42
SCUNTHORPE
North Lincolnshire
DN15 6XQ
Author: Julie Dean
Date: 30 May 2019

Background Papers used in the preparation of this report – N/a